

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

MIKE MIKHA NAGARA,

Defendant.

Case No. 2:02-cr-00241-LRH-RJJ

**ORDER TO REDUCE TERM OF  
IMPRISONMENT TO TIME SERVED**

**BEFORE THE COURT** is a motion filed by the United States of America and the Director of the Federal Bureau of Prisons pursuant to 18 U.S.C. § 3582(c)(1)(A)(i), seeking a modification of the term of imprisonment of the defendant, Mike Nagara, to time served, and commencement of a three-year term of supervised release previously imposed. The Court finds:

1. On August 9, 2004, this Court sentenced Nagara to 108 months imprisonment, followed by three years supervised release, upon his plea of guilty to Count 2 of a criminal indictment charging him with Possession of a Listed Chemical (pseudoephedrine), 21 U.S.C. § 841(c)(2).

2. Mr. Nagara is suffering from a terminal medical condition with a life expectancy of less than 18 months and an end-of-life trajectory.

1           3. Title 18 U.S.C. § 3582(c)(1)(A)(i) authorizes the Court, upon motion of the  
2 Director of the Federal Bureau of Prisons, to modify a term of imprisonment upon the  
3 finding that extraordinary and compelling reasons warrant the reduction. The Director of  
4 the Federal Bureau of Prisons contends, and this Court agrees, that the defendant's terminal  
5 medical condition, limited life expectancy, and end-of-life trajectory constitute  
6 extraordinary and compelling reasons warranting the requested reduction.

7           **IT IS THEREFORE ORDERED** that the defendant's term of imprisonment is  
8 hereby reduced to the time he has already served.

9           **IT IS FURTHER ORDERED** that the defendant shall be released from the custody  
10 of the Federal Bureau of Prisons as soon as his medical condition permits, the release plan is  
11 implemented, and travel arrangements can be made.

12           **IT IS FURTHER ORDERED** that upon his release from the custody of the Federal  
13 Bureau of Prisons, the defendant shall begin serving the three-year term of supervised  
14 release previously imposed.

15           **DONE AND ORDERED THIS 24th DAY OF MARCH 2021.**

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LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE